

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application: MacDonald et al.	)	Examiner: Robert Nasser
	)	
Serial No: 10/687,270	)	Art Unit: 3736
	)	
Filed: October 16, 2003	)	Deposit Acct. No: 04-1403
	)	
Confirmation No: 9987	)	Customer No: 22827
	)	
For: Visual Indicating Device for Bad Breath	)	

**LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a response/amendment/letter in the above-identified application and includes the herewith attachment of same date and subject which is incorporated hereinto by reference and the signature below is to be treated as the signature to the attachment in absence of a signature thereto.

Fee requirements (if any) have been calculated as shown below:

	Claims remaining after amendment		Highest number previously paid for	=	Present Extra				Additional Fee
Total Effective Claims	_____	minus	_____	=	0	X \$50	=	\$	_____.00
Independent Claims	_____	minus	_____	=	0	X \$200	=	\$	_____.00

If amendment enters proper multiple dependent claim(s) into this application for first time, add \$290.00 (per application) \$ \_\_\_\_\_.00

Since Official Action set an original due date of N/A, **PETITION** is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$120; 2 months \$450; 3 months \$1,020; 4 months \$1590, 5 months \$2,160) \$ \_\_\_\_\_.00

If Terminal Disclaimer enclosed, add Rule 20(d) Official Fee (\$130.00) \$ \_\_\_\_\_.00

Other: Processing Fee \$ 130.00**SUBTOTAL:** \$ 130.00If "small entity" verified statement filed ☐ previously,  
☐ herewith, enter one-half (1/2) of subtotal and subtract - \$ .00**TOTAL FEE ENCLOSED:** \$ 130.00

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The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof. This statement does not authorize charge of the issue fee in this case.

**DORITY & MANNING ATTORNEYS AT LAW, P.A.****ADDRESS:**Post Office Box 1449  
Greenville, SC 29602 USA  
Customer ID No.: 22827  
Telephone: (864) 271-1592  
Facsimile: (864) 233-7342By: Jason W. Johnston Reg. No: 45,675Date: March 19, 2007Signature: 

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I hereby certify that this correspondence and all attachments and any fee(s) are being electronically transmitted via the internet to the U.S. Patent and Trademark Office using the Electronic Patent Filing System on March 19, 2007.

Sandra S. Perkins

(Typed or printed name of person transmitting documents)

  
(Signature of person transmitting documents)

ATTORNEY DOCKET NO: KCX-839 (18971)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application: MacDonald et al.	)	Examiner: Robert L. Nasser
	)	
Serial No: 10/687,270	)	Art Unit: 3735
	)	
Filed: October 16, 2003	)	Deposit Acct. No: 04-1403
	)	
Confirmation No: 9987	)	Customer No: 22827
	)	
For: Visual Indicating Device for Bad Breath	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INVENTORSHIP CORRECTION REQUEST UNDER 37 C.F.R. §1.48(b)(1)**

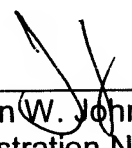
Dear Sirs:

A request to delete Kevin Peter McGrath as a named inventor on the above-captioned patent application is hereby filed. The invention of Kevin Peter McGrath is no longer being claimed in this application. In addition to this request, please find enclosed the processing fee set forth in C.F.R. §1.17(i).

Please charge any additional fees required by this Request to Deposit Account No. 04-1403.

Respectfully requested,

DORITY & MANNING, P.A.

  
\_\_\_\_\_  
Jason W. Johnston  
Registration No. 45,675  
P.O. Box 1449  
Greenville, SC 29602-1449  
Phone: (864) 271-1592  
Facsimile: (864) 233-7342

Date: 3/19/07

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application: MacDonald et al.	)	Examiner: Robert Nasser
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Serial No: 10/687,270	)	Art Unit: 3736
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Since Official Action set an original due date of N/A, **PETITION** is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$120; 2 months \$450; 3 months \$1,020; 4 months \$1590, 5 months \$2,160) \$ \_\_\_\_\_ .00

If Terminal Disclaimer enclosed, add Rule 20(d) Official Fee (\$130.00) \$ \_\_\_\_\_ .00

Other: Processing Fee \$ 130.00**SUBTOTAL:** \$ 130.00If "small entity" verified statement filed ☐ previously,  
☐ herewith, enter one-half (1/2) of subtotal and subtract - \$ .00**TOTAL FEE ENCLOSED:** \$ 130.00

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof. This statement does not authorize charge of the issue fee in this case.

**DORITY & MANNING ATTORNEYS AT LAW, P.A.**

## ADDRESS:

Post Office Box 1449  
Greenville, SC 29602 USA  
Customer ID No.: 22827  
Telephone: (864) 271-1592  
Facsimile: (864) 233-7342By: Jason W. Johnston Reg. No: 45,675Date: February 21, 2007Signature: 

I hereby certify that this correspondence and all attachments and any fee(s) are being electronically transmitted via the internet to the U.S. Patent and Trademark Office using the Electronic Patent Filing System on February 21, 2007.

Sandra S. Perkins

(Typed or printed name of person transmitting documents)



(Signature of person transmitting documents)

**ATTORNEY DOCKET NO: KCX-839 (18971)**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application: MacDonald et al.	)	Examiner: Robert L. Nasser
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Serial No: 10/687,270	)	Art Unit: 3735
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Filed: October 16, 2003	)	Deposit Acct. No: 04-1403
	)	
Confirmation No: 9987	)	Customer No: 22827
	)	
For: Visual Indicating Device for Bad Breath	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INVENTORSHIP CORRECTION REQUEST UNDER 37 C.F.R. §1.48(a)(1)**

Dear Sirs:

A request to delete Yanbin Huang as a named inventor on the above-captioned patent application is hereby filed. Yanbin Huang was erroneously named as an inventor in the executed Combined Declaration and Power of Attorney previously filed in this application. In addition to this request, please find enclosed:

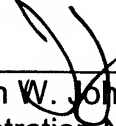
- 1) A statement from Yanbin Huang that the error in inventorship occurred without deceptive intention on his part,
- 2) A Declaration signed by the actual inventors as required by C.F.R. §1.63,
- 3) The processing fee set forth in C.F.R. §1.17(i), and
- 4) The written consent of the Assignee.

Please charge any additional fees required by this Request to Deposit Account No. 04-1403.

Atty. Docket No: KCX-859 (18971)  
February 21, 2007  
Page 2

Respectfully requested,

DORITY & MANNING, P.A.



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Jason W. Johnston  
Registration No. 45,675  
P.O. Box 1449  
Greenville, SC 29602-1449  
Phone: (864) 271-1592  
Facsimile: (864) 233-7342

Date: 2/21/07

ATTORNEY DOCKET NO: KCX-839 (18971)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: MacDonald, et al.	)	Examiner: Robert Nasser
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Serial No: 10/687,270	)	Art Unit: 3736
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Filed: October 16, 2003	)	Deposit Acct. No: 04-1403
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For: Visual Indicating Device for Bad Breath	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. §1.48(a)(2)

Dear Sirs:

I, Yanbin Huang, was erroneously named as an inventor on the above-captioned patent application. This error in inventorship occurred without deceptive intention on my part. I request removal of my name from inventorship of this patent application.

Respectfully requested,



Yanbin Huang  
~~1288 Hillsdale Road, Apartment A-217~~  
~~Foster City, CA 94404~~ 74

900 E. Hillsdalle Blvd.  
No. 202  
Foster City CA 94404

Date: 02/02/2007



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: MacDonald et al.

Docket No: KCX-839 (18971)

Serial No: 10/687,270

Group Art Unit: 3735

Filed: October 16, 2003

Examiner: Robert L. Nasser

For: Visual Indicating Device for Bad Breath

**Combined Declaration  
Original U.S. Patent Application  
Joint Inventors**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

As the below-named inventors, we hereby declare that:

Our respective addresses, post office addresses and citizenship designations are as stated below, next to our names.

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought in the patent application entitled:

**VISUAL INDICATING DEVICE FOR BAD BREATH**

We hereby state that each of us has reviewed and understands the contents of the specification, including the claims and any accompanying drawings, as amended by any amendment specifically referred to in the oath or declaration.

We acknowledge our duty to disclose all information which is material to the patentability of this application as defined by 37 C.F.R. 1.56.

We hereby declare that:

- 1) All statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and
- 2) These statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18

of the United States Code and that such willful false statements may jeopardize the validity of this application or any patent issued thereof.

John Gavin MacDonald

First Inventor's Full Name



Inventor's Signature

January 25<sup>th</sup> 2007

Date of Execution of this Document

United States of America

Inventor's Country of Citizenship

1472 Knollwood Terrace, Decatur, Georgia 30076

Inventor's Residence Address

Same as Residence Address

Inventor's Post Office Address

Kevin Peter McGrath

Second Inventor's Full Name



Inventor's Signature

1/29/2007

Date of Execution of this Document

United States of America

Inventor's Country of Citizenship

335 Hermitage Trail, Alpharetta, Georgia 30004


Inventor's Residence Address

Same as Residence Address

Inventor's Post Office Address

RameshBabu Boga

Third Inventor's Full Name



Inventor's Signature

January 25, 2007

Date of Execution of this Document

United States of America

Inventor's Country of Citizenship

10030 Carrington Lane, Alpharetta, Georgia 30022

Inventor's Residence Address

Same as Residence Address

Inventor's Post Office Address

ATTORNEY DOCKET NO: KCX-839 (18971)

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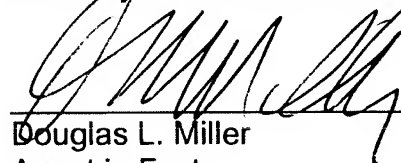
**ASSIGNEE CONSENT TO INVENTORSHIP CORRECTION UNDER  
37 C.F.R. §1.48(a)(5)**

Dear Sirs:

The Assignee to the entire right, title and interest of the above-captioned application, Kimberly-Clark Worldwide, Inc., hereby consents to the correction of inventorship in this application deleting Yanbin Huang as a named inventor. Please find accompanying this consent a statement under 37 C.F.R. §3.73(b) establishing ownership of the above-captioned patent application.

Respectfully submitted,

Kimberly-Clark Worldwide, Inc.



Douglas L. Miller  
Agent in Fact

January 19, 2007  
Date

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Kimberly-Clark Worldwide, Inc.Application No./Patent No.: 10/687,270 Filed/Issue Date: October 16, 2003Entitled: VISUAL INDICATING DEVICE FOR BAD BREATH

Kimberly-Clark Worldwide, Inc., a corporation  
 (Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
 (The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 015014, Frame 0961, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

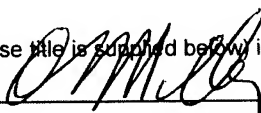
1. From: \_\_\_\_\_ To: \_\_\_\_\_  
 The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
2. From: \_\_\_\_\_ To: \_\_\_\_\_  
 The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: \_\_\_\_\_ To: \_\_\_\_\_  
 The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
 \_\_\_\_\_  
 Signature

1/19/2007  
 \_\_\_\_\_  
 Date

Douglas L. Miller  
 \_\_\_\_\_  
 Printed or Typed Name

770-587-8000  
 \_\_\_\_\_  
 Telephone Number

\_\_\_\_\_  
 Agent in Fact  
 Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.